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OFFICE OF PETITIONS_{PATENT}**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

APPLICANT(S) : Mishra et al.
TITLE : IMAGING MEMBER HAVING A DUAL
CHARGE TRANSPORT LAYER
APPLICATION NO. : 10/734,380
FILED : December 12, 2003
CONFIRMATION NO. : 9765
EXAMINER : Janis L. Dote
ART UNIT : 1756
LAST OFFICE COMMUNICATION : January 11, 2006
NOTICE OF ALLOWANCE : December 15, 2005
ATTORNEY DOCKET NO. : A2582-US-NP
XERZ 2 00610

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FEB 02 2006

OFFICE OF PETITIONS**SUBMISSION ACCOMPANYING RCE (37 CFR 1.114)**

MAIL STOP 313(c)
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

The following is the submission required under 37 CFR 1.114 for filing an RCE.
Applicants concurrently file under 37 CFR 1.313(c) a Petition for Withdrawal From Issue
(after the issue fee has been paid) in consideration of this RCE.

REMARKS

Applicants filed a request under 37 CFR 1.48(a) to correct the inventorship and delete Robert C.U. Yu who was incorrectly named, without deceptive intent, as an inventor on this application. Subsequent to that request, on January 10, 2006, the issue fee was paid. On January 11, 2006 the Examiner mailed a Communication notifying Applicants' that their petition under § 1.48 was deficient. The Examiner stated that Mr. Yu's declaration was deficient for not including an execution date and for incorrectly stating that a declaration was filed on December 16, 2002, which is the date a provisional application was filed. The Examiner also found the declaration filed by the actual inventors to be deficient for not giving inventor Geoffrey Foley's full name and incorrectly giving inventor John F. Yanus' name as Jack Yanus in prior declarations.

Applicants file concurrently herewith a petition under 37 CFR 1.313(c) for withdrawal of the application from issue after the issue fee has been paid. The petition for withdrawal is being requested in consideration of this RCE. Applicants request continued examination of this application so that they can properly respond to the Examiner's denial of their request to correct the inventorship on this application.

As the submission required under § 1.114, Applicants submit herewith a petition under 37 CFR 1.182 to correct the names of certain inventors in the application. Specifically, the names Geoff Foley and Jack Yanus were incorrectly given in certain declarations filed in the application. Applicants petition that their names be corrected to their respective full names, Geoffrey M. T. Foley and John F. Yanus. Applicants want to ensure the application issues with the correct inventorship. Applicants will timely file a renewed request to correct inventorship and, per the Examiner's comments, a petition to

correct the deficiencies in Mr. Robert C.U. Yu's declaration. Applicants, however, submit that this submission with the petition under § 1.182 to correct Mr. Foley's and Mr. Yanus' name satisfies the submission requirement for an RCE under § 1.114 and request that the petition to withdraw this application from issue in consideration of an RCE be accepted.

Respectfully submitted,

FAY, SHARPE, FAGAN,
MINNICH & McKEE, LLP

2/2/2006

Date

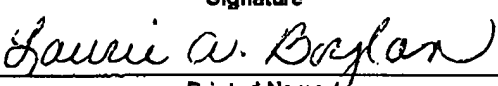


Richard M. Klein, Reg. No. 33,000
Scott M. Slaby, Reg. No. 53,603
1100 Superior Avenue, Seventh Floor
Cleveland, OH 44114-2579
216-861-5582

CERTIFICATE OF MAILING OR TRANSMISSION

Under 37 C.F.R. § 1.8, I certify that this Petition is being

- ☐ deposited with the United States Postal Service as First Class mail, addressed to: MAIL STOP 313(c), Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below.
- ☒ transmitted via facsimile (571-273-0025 – Office of Petitions) in accordance with 37 C.F.R. § 1.8 on the date indicated below.
- ☐ deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10, addressed to: MAIL STOP 313(c), Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below.

Express Mail Label No:	Signature 
Date February 2, 2006	Printed Name Laurie A. Boylan

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Atty. Docket No.: A2582-US-NP
XERZ 2 00610

Serial No. 10/734,380
Filed December 12, 2003

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

MAIL STOP 313(C)
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SUPPLEMENTAL APPLICATION DATA SHEET
37 C.F.R. § 1.76

1. **Applicant Information**

First Applicant Given Name:: Satchidanand
Middle Initial or Name::
Family Name:: Mishra
Postal Address Line One:: 459 Sherbourne Road
Postal Address Line Two::
City:: Webster
State or Province:: NY
Postal or Zip Code:: 14580
Citizenship:: USA

Second Applicant Given Name:: Houy
Middle Initial of Name:: Jen
Family Name:: Yuh
Postal Address Line One:: 31 Fall Meadow Drive
Postal Address Line Two::
City:: Pittsford
State or Province:: NY
Postal or Zip Code:: 14534
Citizenship:: USA

Third Applicant Given Name:: Anthony
Middle Initial of Name:: M.
Family Name:: Horgan
Postal Address Line One:: 1 Pin Hook Lane
Postal Address Line Two::
City:: Pittsford
State or Province:: NY
Postal or Zip Code:: 14534
Citizenship:: USA

Fourth Applicant Given Name:: Markus
Middle Initial of Name:: R.
Family Name:: Silvestri
Postal Address Line One:: 29 Clarkes Crossing
Postal Address Line Two::
City:: Fairport
State or Province:: NY
Postal or Zip Code:: 14450
Citizenship:: USA

Fifth Applicant Given Name:: Yuhua
Middle Initial of Name::
Family Name:: Tong
Postal Address Line One:: 1265 Thistleberry Lane
Postal Address Line Two::
City:: Webster
State or Province:: NY
Postal or Zip Code:: 14580
Citizenship:: P.R. China – Perm. Res.

Sixth Applicant Given Name:: Dale
Middle Initial of Name::
Family Name:: Renfer
Postal Address Line One:: 398 Adams Road
Postal Address Line Two::
City:: Webster
State or Province:: NY
Postal or Zip Code:: 14580
Citizenship:: USA

Seventh Applicant Given Name:: Kenny-tuan
Middle Initial of Name::
Family Name:: Dinh
Postal Address Line One:: 1367 Viking Circle
Postal Address Line Two::
City:: Webster
State or Province:: NY
Postal or Zip Code:: 14580
Citizenship:: USA

Eighth Applicant Given Name:: Geoffrey
Middle Initial of Name:: M. T.
Family Name:: Foley
Postal Address Line One:: 21 Sylvan Glen
Postal Address Line Two::
City:: Fairport
State or Province:: NY

Postal or Zip Code:: 14450
Citizenship:: USA

Ninth Applicant Given Name:: John
Middle Initial of Name:: F.
Family Name:: Yanus
Postal Address Line One:: 924 Little Bardfield Road
Postal Address Line Two::
City:: Webster
State or Province:: NY
Postal or Zip Code:: 14580
Citizenship:: USA

Tenth Applicant Given Name:: Timothy
Middle Initial of Name::
Family Name:: Fuller
Postal Address Line One:: 67 Railroad Mills Road
Postal Address Line Two::
City:: Pittsford
State or Province:: NY
Postal or Zip Code:: 14534
Citizenship:: USA

2. Correspondence Information

Correspondence for this application should be addressed as follows:

Name Line One:: Richard M. Klein, Esq.
Address Line One:: FAY, SHARPE, FAGAN, MINNICH & McKEE, LLP
Address Line Two:: 1100 Superior Avenue, Seventh Floor
City:: Cleveland
State or Province:: OHIO
Postal or Zip Code:: 44114-2579
Telephone:: 216-861-5582
Fax:: 216-241-1666
E-mail:: rklein@faysharpe.com
Customer Number:: 027885

3. Application Information

Title of the Invention Line One:: IMAGING MEMBER HAVING A DUAL
Title of the Invention Line Two:: CHARGE TRANSPORT LAYER
Docket No.: A2582-US-NP (XERZ 2 00610)
Total Number of Drawing
Sheets:: 0
Formal Drawings?: N/A
Type of Application:: Utility

4. Representative Information

The following have a power of attorney or authorization of agent in this application:

Name of Attorney Line One::	Customer No. 027885 (including Richard M. Klein); Mark Costello (Reg. No. 31,342); Ronald F. Chapuran (Reg. No. 26,402); Kevin R. Kepner (Reg. No. 32,145); Nola M. McBain (Reg. No. 35,782); Elizabeth F. Harasek (Reg. No. 28,850); Eugene O. Palazzo (Reg. No. 20,881).
Address Line One::	FAY, SHARPE, FAGAN, MINNICH & McKEE, LLP
Address Line Two::	1100 Superior Avenue, Seventh Floor
City::	Cleveland
State or Province::	OHIO
Postal or Zip Code::	44114-2579
Telephone::	216-861-5582
Fax::	216-241-1666
E-mail::	rklein@faysharpe.com
Registration Number::	33,000

5. Domestic Priority Information

- ☐ Domestic priority for this application is claimed as follows:
Application No.:
Filed::
Status::
Relationship::

6. Foreign Priority Information

- ☐ Foreign priority for this application is claimed as follows:
Application No.:
Filed::
Status::

Foreign application having a filing date before that of the above application for which priority is claimed.

- ☐ None
☐ Country
Application No.:
Filing Date::
Status::

7. Assignee Information

The assignee of this application is to:

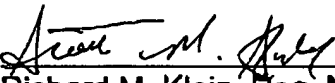
Xerox Corporation
800 Long Ridge Road
P. O. Box 1600
Stamford, Connecticut 06904-1600

Respectfully submitted,

FAY, SHARPE, FAGAN,
MINNICH & McKEE, LLP

2/2/2006

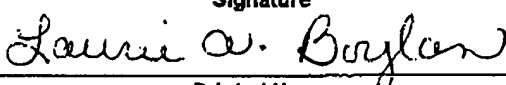
Date


Richard M. Klein, Reg. No. 33,000
Scott M. Slaby, Reg. No. 53,603
1100 Superior Avenue, Seventh Floor
Cleveland, OH 44114-2579
216-861-5582

CERTIFICATE OF MAILING OR TRANSMISSION

Under 37 C.F.R. § 1.8, I certify that this Supplemental Application Data Sheet is being

- ☐ deposited with the United States Postal Service as First Class mail, addressed to: MAIL STOP 313(c), Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below.
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Express Mail Label No.:	Signature 
Date February 2, 2006	Printed Name Laurie A. Boylan

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*** RX REPORT ***

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